

McCARTER & ENGLISH, LLP Four Gateway Center 100 Mulberry Street P.O. Box 652 Newark, New Jersey 07101-0652 (973) 622-4444 Attornevs for Defendants AstraZeneca Pharmaceuticals LP, AstraZeneca LP, Astra USA Inc., Zeneca, Inc. and KBI Sub Inc.

FILED

OCT 29 2010

JUDGE JESSICA R. MAYER

THADDEUS EDWARDS,

Plaintiff.

V.

ASTRAZENECA PHARMACEUTICALS LP; ASTRAZENECA LP; ASTRA USA, INC.; KBI SUB, INC.; ZENECA, INC.; ASTRA USA HOLDINGS CORPORATION; ASTRAZENECA, AB; ASTRAZENECA, PLC; AND ASTRAZENECA, UK LIMITED; JOHN DOE(S) NO. 1 THROUGH 20,

Defendants.

SUPERIOR COURT OF NEW JERSEY LAW DIVISION: MIDDLESEX COUNTY

DOCKET NO. MID-L-1297-07

**CIVIL ACTION** 

: In Re Risperdal/Seroquel/Zyprexa Litigation : Case No. 274

: ORDER OF DISMISSAL OF PLAINTIFF'S : AMENDED COMPLAINT WITH : PREJUDICE FOR FAILURE TO SERVE A DOE(S) NO. 1 THROUGH 20; and JANE : COMPLETED LONG FORM PLAINTIFF : FACT SHEET PURSUANT TO CASE MANAGEMENT ORDER NOS. 4, 4A, 22 **AND 35, AND THE AUGUST 6, 2010** ORDER OF THE COURT.

THIS MATTER having been brought before the Court by McCarter & English. LLP, attorneys for Defendants AstraZeneca Pharmaceuticals LP, AstraZeneca LP, Zeneca, Inc., Astra USA Inc. and KBI Sub Inc. (collectively "AstraZeneca"), to dismiss the Plaintiff's Amended Complaint with prejudice for failure to serve a Completed Long Form Plaintiff Fact Sheet pursuant to Case Management Order No. 4 ("CMO 4"), Case Management Order No. 4A ("CMO 4A"), Case Management Order No. 22 ("CMO 22"), and Case Management Order No. 35 ("CMO 35"); and such dismissal with prejudice

being authorized by R. 4:23-5(a)(2); and the Court having considered the papers submitted, and for good cause shown;

IT IS on this 29 day of October, 2010:

**ORDERED** that AstraZeneca's motion be and hereby is **GRANTED**.

AND IT IS FURTHER ORDERED that the Plaintiff's Amended Complaint be and hereby is DISMISSED WITH PREJUDICE as to all parties - whether served or unserved;

AND IT IS FURTHER ORDERED that a signed copy of this Order be posted for all counsel within seven (7) days of the date hereof;

AND IT IS FURTHER ORDERED that upon being served with the within Order of dismissal with prejudice, Plaintiff's counsel shall forthwith serve a copy of this Order upon the Plaintiff by regular and certified mail, return receipt requested.

Unopposed

\_ Opposed - Plaintitt's council having complied with the negrinements of R. 4:23-5(a)

Dated: 040kg 29, 2010

OPPOSED

On this date, pursuant to R. 1:6-2 The court's statement of reasons have been set forth on the record.